

STATE OF SOUTH CAROLINA

(Caption of Case)

Certification of the Use of Universal Service Funds
pursuant to 47 C.F.R. §54.314 and
Telecommunications Act §254(e) CC Docket No. 96-
45

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 1997 - 239 - C

ORIGINAL

JUL 17 2000

RECEIVED

(Please type or print)

Submitted by: Scott Elliott

SC Bar Number: 1872

Address: 721 Olive Street

Telephone: 803-771-0555

Columbia, SC 29205

Fax: 803-771-8010

Other: _____

Email: sellott@elliottlaw.us

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

- ☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously
- ☐ Other: _____

INDUSTRY (Check one)

NATURE OF ACTION (Check all that apply)

- | | | | |
|--|--|--|--|
| <input type="checkbox"/> Electric | <input type="checkbox"/> Affidavit | <input type="checkbox"/> Letter | <input type="checkbox"/> Request |
| <input type="checkbox"/> Electric/Gas | <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certificatio |
| <input type="checkbox"/> Electric/Telecommunications | <input type="checkbox"/> Answer | <input checked="" type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Electric/Water | <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input type="checkbox"/> Electric/Water/Telecom. | <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Electric/Water/Sewer | <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Railroad | <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery |
| <input type="checkbox"/> Sewer | <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input checked="" type="checkbox"/> Telecommunications | <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Transportation | <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Water | <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Water/Sewer | <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Administrative Matter | <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| | <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

ORIGINAL

193954

ELLIOTT & ELLIOTT, P.A.

ATTORNEYS AT LAW

721 OLIVE STREET

COLUMBIA, SOUTH CAROLINA 29205

selliott@elliottlaw.us

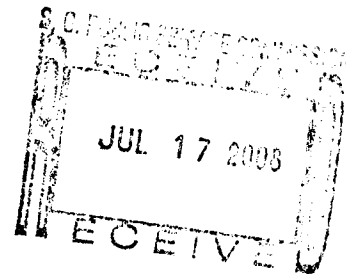
SCOTT ELLIOTT

TELEPHONE (803) 771-0555

FACSIMILE (803) 771-8010

July 16, 2008

Charles L. A. Terreni, Esquire
Chief Clerk and Administrator
Public Service Commission of South Carolina
101 Executive Center Dr., Suite 100
Columbia, SC 29210



RE: Certification of the Use of Universal Service Funds Pursuant to 47 C.F.R.
§54.134 and Telecommunications Act §254(e) CC Docket No. 96-45
Docket No.: 1997-239-C

Dear Mr. Terreni:

✓ Enclosed please find for filing an original and ten copies of a Motion for Admission *Pro Hac Vice* in the above referenced matter. I have also included an extra copy, which I would ask you to date stamp and return to me in the enclosed stamped, self-addressed envelope.

If you have any questions or I can be of further assistance, please do not hesitate to contact me.

Sincerely,

ELLIOTT & ELLIOTT, PA


Scott Elliott

SE/jcl

Enclosures

cc: All parties of record w/enc.

ORIGINAL

BEFORE THE
PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
DOCKET NO. 1997-239-C

IN THE MATTER OF:)
)
Certification of the Use of Universal)
Service Funds pursuant to 47 C.F.R.)
§54.134 and Telecommunications)
Act §254(e) CC Docket No. 96-45)

MOTION FOR ADMISSION
Pro Hac Vice

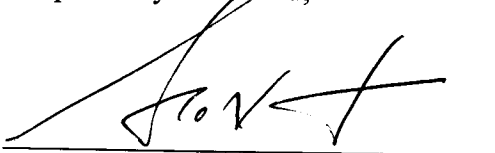
RECEIVED

United Telephone Company of the Carolinas d/b/a Embarq (Embarq) hereby moves the Public Service Commission of South Carolina ("Commission") to permit Susan S. Masterton, Esquire to practice pro hac vice before the Commission in the above-captioned matter.

Pursuant to SCACR 404, Ms. Masterton, together with counsel of record Scott Elliott, have filed a *Verified Application for Admission Pro Hac Vice* with the South Carolina Supreme Court for this case. Attached hereto is a stamped copy of the Verified Application as filed with the Supreme Court.

WHEREFORE, as the provisions set forth in SCARC 404 have been satisfied, United Telephone Company of the Carolinas d/b/a Embarq (Embarq) requests this motion be granted.

Respectfully submitted,



July 16, 2008

Scott Elliott, Esquire
ELLIOTT & ELLIOTT, P.A.
721 Olive Street
Columbia, South Carolina 29205
Telephone: 803-771-0555

Counsel for United Telephone Company of the
Carolinas d/b/a Embarq (Embarq)

**VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE*
IN THE STATE OF SOUTH CAROLINA**

Proceeding to Establish Guidelines
for an Intrastate Universal Service Fund (USF)

1997-239-C

South Carolina Public
Service Commission

Plaintiff

Case No.

Court

vs.

Mailing Address of Court: Post Office Box 11649

Columbia, South Carolina 29210

Defendant

Comes now Susan Spingler Masterton, applicant herein, and respectfully represents the following:

RECEIVED

JUL 16 2008

S.C. SUPREME COURT

1. Applicant resides at:
930 Maplewood Avenue

Street Address

Tallahassee

Leon

Florida

32303

City

County

State

Zip Code

850-385-3120

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Embarq, with offices at, at
1313 Blair Stone Road

Street Address

Tallahassee

Leon

Florida

32301

City

County

State

Zip Code

850-599-1560

Telephone

850-878-0777

Fax Number

3. Applicant has been retained personally or as a member of the above named law firm by Embarq to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since September of 1985, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia or the State of Florida where applicant regularly practices law. Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:

Date Admitted:

Florida Supreme Court	September 1985

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below:
(List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

N/A

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

N/A

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

N/A

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

N/A

9. Local counsel of record associated with applicant in this case is Scott Elliot, of the
Elliott & Elliot law firm, which has offices at:
721 Olive Street
Street Address
Columbia Richland South Carolina 29205
City County State Zip Code
803-771-0555
Telephone

If applicable list all other firms/attorneys you are associated with in this matter

N/A

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

N/A

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 11th day of July, 2008

Shan Singh
APPLICANT

VERIFICATION

STATE OF Florida)

COUNTY OF Leon)

I, Susan Spingler Masterton, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

Susan Spingler Masterton
APPLICANT/AFFIANT

Subscribed and sworn to before me this 11th day of July, 2008.

Roberta G. Cooper

Notary Public for the State of Florida

My Commission Expires: 3/16/12



LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 16th day of July, 2008

[Signature]
LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 16th day of July, 2008.

[Signature]
APPLICANT/AFFIANT



The Florida Bar

JOHN F. HARKNESS, JR.
EXECUTIVE DIRECTOR

651 EAST JEFFERSON STREET
TALLAHASSEE, FLORIDA 32399-2300

850/561-5600
WWW.FLORIDABAR.ORG

State of Florida)

County of Leon)

In Re: 494224
Susan Spingler Masterton
Embarq
1313 Blairstone Rd.
Tallahassee, FL

I HEREBY CERTIFY that I am the duly appointed custodian of membership records of The Florida Bar.

I FURTHER CERTIFY that the records in the office of the Clerk of the Supreme Court of Florida indicate that said attorney was admitted to practice law in the State of Florida on September 19, 1985.

I FURTHER CERTIFY that the records in the office of The Florida Bar indicate that the above attorney is a member of The Florida Bar in good standing.

Dated this 30th day of June, 2008.

Willie Mae Shepherd
Supervisor, Membership Records
The Florida Bar

WMS/KLF5:R10



The Florida Bar

JOHN F. HARKNESS, JR.
EXECUTIVE DIRECTOR

651 EAST JEFFERSON STREET
TALLAHASSEE, FLORIDA 32399-2300

850/561-5600
WWW.FLORIDABAR.ORG

State of Florida)

County of Leon)

In Re: 494224
Susan Spingler Masterton
Embarq
1313 Blairstone Rd.
Tallahassee, FL

C I HEREBY CERTIFY that I am the duly appointed custodian of membership records of The
O Florida Bar.

P I FURTHER CERTIFY that the records in the office of the Clerk of the Supreme Court of
Y Florida indicate that said attorney was admitted to practice law in the State of Florida on
September 19, 1985.

I FURTHER CERTIFY that the records in the office of The Florida Bar indicate that the above
attorney is a member of The Florida Bar in good standing.

Dated this 30th day of June, 2008.

Willie Mae Shepherd
Supervisor, Membership Records
The Florida Bar

WMS/KLF5:R10

CERTIFICATE OF SERVICE

I hereby certify that I have served one copy of Motion for Admission Pro Hac Vice, in Docket No. 97-239-C on behalf of United Telephone Company of the Carolinas d/b/a Embarq on all below listed parties to this proceeding by depositing a copy addressed to each in the United States Mail, first-class postage prepaid.

Sonia Daniels, Regulatory Specialist
AT&T Communications of the Southern States
Southern Region - AT&T External Affairs
1230 Peachtree, 4th Floor
Atlanta, GA, 30309

Patrick Turner, Counsel
AT&T Companies
1600 Williams Street
Suite 5200
Columbia, SC, 29201

John F. Beach, Counsel
Ellis, Lawhorne & Sims, P.A.
Post Office Box 2285
Columbia, SC, 29202

Anthony Mastando
Senior Manager/Regulatory Attorney
ITCDeltaCom Communications
7037 Old Madison Pike, Suite 400
Huntsville, AL, 35806

M. John Bowen Jr., Counsel
McNair Law Firm, P.A.
Post Office Box 11390
Columbia, SC, 29211

Nanette S. Edwards, Counsel
Office of Regulatory Staff
Post Office Box 11263
Columbia, SC, 29211

Faye A. Flowers, Counsel
Parker Poe Adams & Bernstein, LLP
Post Office 1509
Columbia, SC, 29202

Steven W. Hamm, Esquire
Richardson Plowden Carpenter
& Robinson, P.A.
P.O. Drawer 7788
Columbia, SC, 29202

Bonnie D. Shealy, Counsel
Robinson, McFadden & Moore, P.C.
Post Office Box 944
Columbia, SC, 29202

Frank R. Ellerbe III, Counsel
Robinson, McFadden & Moore, P.C.
Post Office Box 944
Columbia, SC, 29202

Craig K. Davis , Esquire
SC Office of Info. Resources
Budget & Control Board
Davis Law Firm
Landing Road
Ridgeway, SC 29130

Robert E. Tyson Jr., Counsel
Sowell Gray Stepp & Laffitte, LLC
Post Office Box 11449
Columbia, SC, 29211

Zel Gilbert, Director External Affairs
Embarq
1122 Lady Street, Suite 1050
Columbia, SC, 29201

William R.L. Atkinson, Counsel
Sprint Nextel Corporation
233 Peachtree Street, N.E.
Suite 2200
Atlanta, GA, 30303

Stan J. Bugner
State Director/Regulatory & Government Affairs
Verizon Telecommunications, Inc.
1301 Gervais Street, Suite 825
Columbia, SC, 29201

Benjamin P. Mustian, Counsel
Willoughby & Hoefer, P.A.
Post Office Box 8416
Columbia, SC, 29202

John M.S. Hoefer, Counsel
Willoughby & Hoefer, P.A.
Post Office Box 8416
Columbia, SC, 29202-8416

Ross Allen Buntrock, Counsel
Womble Carlyle Sandridge & Rice, PLLC
1401 Eye Street, Seventh Floor
Washington, DC, 20005

Susan B. Berkowitz, Sr. Mgr./Regulatory Attorney
Women's Shelter
SC Appleseed Legal Justice Center
P.O. Box 7187
Columbia, SC, 29202

John J. Pringle, Jr., Counsel
Ellis, Lawhorne & Sims, P.A.
Post Office Box 2285
Columbia, SC, 29202

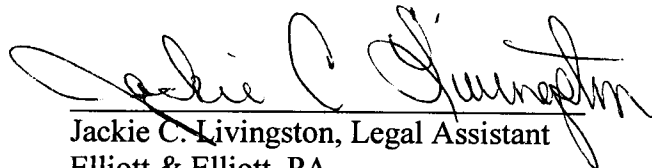
Burnet R Maybank, III , Counsel
Nexsen Pruet, LLC
Post Office Box 2426
Columbia, SC, 29202

John F. Beach, Counsel
Ellis, Lawhorne & Sime, P.A.
P. O. Box 2285
Columbia, SC 29202

J. Phillips Carver, Counsel
AT&T
675 West Peachtree St., N.E.
Atlanta, GA 30375

Susan S. Masterton, Counsel
Embarq
1313 Blair Stone Road
Tallahassee, FL 32301

This 16th day of July, 2008.

A handwritten signature in cursive script, reading "Jackie C. Livingston", written over a horizontal line.

Jackie C. Livingston, Legal Assistant
Elliott & Elliott, PA
721 Olive Street
Columbia, SC 29205
803-771-0555